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***Counsel for Movants***

(Additional counsel listed on signature page)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

CREIGHTON TAKATA, individually and  
on behalf of all others similarly situated,

Plaintiff,

v.

RIOT BLOCKCHAIN, INC., F/K/A BIOPTIX,  
INC., JOHN O’ROURKE, and JEFFREY G.  
MCGONEGAL,

Defendants.

3:18-cv-02293

**NOTICE OF WITHDRAWAL OF  
MOTION OF THE RIOT INVESTOR  
GROUP FOR APPOINTMENT AS  
LEAD PLAINTIFF AND  
APPROVAL OF SELECTION OF  
COUNSEL**

**TO: ALL PARTIES AND THEIR COUNSEL OF RECORD**

On April 18, 2018, Kevin Ezell, Frank J. Kosarek, the Francis Kosarek Jr. Trust, Ben Hughes, Sue Hughes, and Lawrence Handler (collectively, the “Riot Investor Group”), by and through their counsel, filed a motion, pursuant to Section 21D(a)(3) of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3), as amended by the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), seeking entry of an Order: (1) appointing the Riot Investor Group as Lead Plaintiffs on behalf of all persons and entities that purchased or otherwise acquired securities of Riot Blockchain, Inc. from November 13, 2017 through February 15, 2018, both dates inclusive;

(2) approving Lead Plaintiffs' selection of Cohen Milstein Sellers & Toll PLLC and Pomerantz LLP as Co-Lead Counsel for the Class; and (3) granting such other and further relief as the Court may deem just and proper. (Dkt. No. 11.)

Having reviewed the competing motions before the Court, Movants do not appear to have the largest financial interest in this action within the meaning of the PSLRA. Accordingly, the Riot Investor Group hereby withdraws its motion. This notice of withdrawal shall have no impact on Movants' membership in the proposed class or their right to share in any recovery obtained for the benefit of class members.

Dated: May 7, 2018

Respectfully submitted,

**COHEN MILSTEIN SELLERS & TOLL  
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*Counsel for Movants*

**CERTIFICATE OF SERVICE**

I, Michael B. Eisenkraft, counsel for Riot Investor Group and Proposed Co-Lead Counsel for the Class, certify that on this 7th day of May, 2018, I electronically filed the foregoing using the Court's CM/ECF system, and a copy of this filing will be sent electronically to the registered participants as identified on the Notice of Electronic Filing.

/s/ Michael B. Eisenkraft

Michael B. Eisenkraft